

To: Tom Hagler/R9/USEPA/US@EPA[]
From: "Obegi, Doug"
Sent: Thur 1/14/2010 1:00:23 AM
Subject: BDCP materials
[BDCP Unresolved issues DV focus FINAL with logos 030509.pdf](#)
[Confidential Concerns re BDCP 1-4-10.doc](#)
[12.17.09 Track Change FWA Working Drft Chap 7 Rev 2.doc](#)
[BDCP Scoping comments FINAL.pdf](#)

Attached are several documents pertaining to governance of, and unresolved issues in, BDCP.

A March 2009 2 page summary of unresolved issues in BDCP

A private checklist of unresolved issues in BDCP

A draft (December 2009) of the BDCP governance chapter, as revised by the fish agencies

Also, regarding the question of who are the proper applicants for the BDCP HCP under section 10 of the ESA, I've been digging a bit today, and I think the more promising line of argument is what I outlined in the email I sent you on October 15, 2009.

I still find the May 2008 scoping comments I drafted useful from time to time, to see how much progress (or, sadly, how little) has been made in addressing key issues, and what we've said publicly about assurances, alternatives, governance, etc.

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